

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,** )  
  )  
  )  
**Plaintiff,**                      )  
  )  
  )  
**vs.**                                 )  
  )  
**MICHAEL D. McCROY,**            )  
  )  
  )  
**Defendant.**                     )

**8:09CR272**

**ORDER**

This case is before the court on the motion [106] of Steven E. Achelpohl to Withdraw His Appearance as Counsel and For Further Direction From the Court due to a breakdown of the attorney-client relationship. Due to the urgency of this matter regarding an appeal of the court's order, a new CJA Panel Attorney will be appointed.

**IT IS ORDERED:**

1. The Motion to Withdraw His Appearance as Counsel and For Further Direction From the Court [106] is granted. The appearance of Steven E. Achelpohl is hereby deemed withdrawn.
2. In the Interest of justice, the Court will appoint a CJA Panel Attorney by further order of the court without a hearing. Steven E. Achelpohl shall make arrangements to turn over all Rule 16 material regarding this defendant as soon as possible.

**DATED February 10, 2010.**

**BY THE COURT:**

**s/ F.A. Gossett**  
**United States Magistrate Judge**